

DEVELOPMENT REVIEW COMMITTEE – October 15, 2019
REQUIRED FINDINGS FOR:

21 N. Santa Cruz Avenue
Conditional Use Permit U-19-010

Requesting approval of a modification to an existing Conditional Use Permit for expanded hours of operation in an existing restaurant (Andale's) on property zoned C-2:LHP. APN 510-44-036.

PROPERTY OWNER: Andale Properties

APPLICANT: Pedro Alvarez

TO THE SATISFACTION OF THE DIRECTOR OF COMMUNITY DEVELOPMENT:

Planning Division

1. APPROVAL: This application shall be completed in accordance with all of the conditions of approval and in substantial compliance with the approved plans. Any changes or modifications to the approved plans shall be approved by the Community Development Director, DRC or the Planning Commission depending on the scope of the changes. Any intensification beyond this authorized use requires a Conditional Use Permit amendment.
2. EXPIRATION: The approval will expire two years from the approval date pursuant to Section 29.20.320 of the Town Code, unless the approval has been vested.
3. LAPSE FOR DISCONTINUANCE: If the activity for which the Conditional Use Permit has been granted is discontinued for a period of one (1) year, the approval lapses pursuant to Section 29.20.340 of the Zoning Ordinance.
4. USE: A restaurant with full alcohol service is permitted.
5. HOURS OF OPERATION: Maximum hours of operation for the restaurant shall be 10:00 a.m. to 10 p.m. seven days a week.
6. OUTDOOR LITTER: The owner or employees of the business shall pick up any trash in outdoor areas adjacent to the restaurant.
7. LIVE ENTERTAINMENT: Live entertainment in conformance with the Town Policy regulating Late Night Entertainment is permitted.
8. GENERAL: Uniformed privately provided security guards may be required in or around the premises by the Chief of Police if alcohol related problems recur that are not resolved by the licensed owner.
9. TOWN INDEMNITY: Applicants are notified that Town Code Section 1.10.115 requires that any applicant who receives a permit or entitlement from the Town shall defend, indemnify, and hold harmless the Town and its officials in any action brought by a third party to overturn, set aside, or void the permit or entitlement. This requirement is a condition of approval of all such permits and entitlements whether or not expressly set forth in the approval, and may be secured to the satisfaction of the Town Attorney.